

**UNITED STATES BANKRUPTCY COURT  
FOR THE WESTERN DISTRICT OF TEXAS  
SAN ANTONIO DIVISION**

**In re:**

# STEVEN JEFFREY CYR

***dba ASAP Ortho***

***dba Steven J. Cyr, M.D., P.A.***

**dba Orthopaedic & Spine Institute, LLC**

***fdba* Spine & Orthopaedic Institute, LLC**

**dba OSI Medical Management, LLC**

***fdba* Lone Star Lien Solutions, LLC**

**dba Osteocorpus Non-Profit Foundation, LLC**

***dba* OsteoCorps, LLC**

**dba Water's Edge at Sunrise Beach Village HOA**

***fdba* Texas Spine & Orthopaedic Institute**

***fdba* Neurosteon Spine, LLC**

***aka Steve Cyr***

***fdba* Trident Toxicology, LLC**

**fdba US Toxicology, LLC**

**Debtor.**

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**CASE NO. 18-50102-cag**

## CHAPTER 7

**Hearing to consider Emergency Motion of Key Equipment Finance to Enforce, Compel and for Sanctions Against Lee Ann Cyr, Trustee of the Bergerud Heritage Trust and Steven J. Cyr, Debtor [Docket No. 131]**

**September 28, 2018 @ 9:00 a.m.**

**WITNESSES AND EXHIBIT LIST OF KEY EQUIPMENT FINANCE, A DIVISION OF  
KEY BANK, NATIONAL ASSOCIATION**

1. Steven J. Cyr – Debtor
2. LeAnn Cyr – Trustee, BHT
3. Any witness called by the Debtor, SNH NS MTG Properties 2 Trust, the Chapter 7 Trustee, and any other party in interest that may appear and seek to be heard at the hearing.

**EXHIBITS FOR SEPTEMBER 28, 2018 HEARING ON EMERGENCY MOTION OF KEY TO ENFORCE, COMPEL AND FOR SANCTIONS AGAINST LEE ANN CYR, TRUSTEE OF THE BERGERUD HERITAGE TRUST AND STEVEN J. CYR, DEBTOR**

Exhibit #	Description	Offered	Objection	Admitted/ Not Admitted	Disposition
<b>KEY 1</b>	<i>Agreed Order Regarding (1) Extension of Deadlines Regarding Objections to and Hearing on Debtor's Claims of Exemption [ECF 86], (2) Deadline of Key Equipment Finance, A Division of KeyBank National Association, Jose Rodriguez, Trustee, and SNH NS MTG Properties 2 Trust to File Objections to Discharge Under 11 U.S.C. §727 and Objections to Dischargeability Under 11 U.S.C. §523 [ECF 90], (3) Motions of Key Equipment Finance, a Division of KeyBank National Association to Compel [ECF 95 And 101], and (4) Second Motion of the Bergerud Heritage Trust For Protection [ECF 98] filed as ECF 124</i>				
<b>KEY 2</b>	Email from S. Pitts to Roy Rector transmitting Key's Search Terms dated July 27, 2018 at 1:11 pm with transmittal letter and Key's Search Terms attached				
<b>KEY 3</b>	Email from L. Luttrell to R. Johnson and P. Stanton dated July 27, 2018 at 11:47 am re contact for R3				

Exhibit #	Description	Offered	Objection	Admitted/ Not Admitted	Disposition
<b>KEY 4</b>	Email from L. Luttrell to P. Stanton dated July 31, 2018 re Objections to Privilege Sorts at 5:15 pm				
<b>KEY 5</b>	Email from L. Luttrell to J. Watts, M. Heard, T. Ribelin, and P. Autry dated July 31, 2018 at 5:16 pm re call to R3				
<b>KEY 6</b>	Email from L. Luttrell to P. Stanton dated July 31, 2018 at 5:18 pm re challenges to search terms				
<b>KEY 7</b>	Email from L. Luttrell to P. Stanton dated August 1, 2018 at 11:15 a.m. re challenges to search terms				
<b>KEY 8</b>	Email from L. Luttrell to P. Stanton dated August 8, 2018 at 4:58 p.m. re HIPAA Terms				
<b>KEY 9</b>	Email from L. Luttrell to P. Stanton dated August 10, 2018 at 4:45 pm				
<b>KEY 10</b>	Email from L. Luttrell to P. Stanton dated August 30, 2018 at 12:59 pm re Search Terms				
<b>KEY 11</b>	Email from L. Luttrell to R. Rector with R3 dated September 19, 2018 re status				
<b>KEY 12</b>	Email from L. Luttrell to R. Wittliff with R3 dated September 20, 2018 at 10:54 am re non-payment				
<b>KEY 13</b>	Axiomfoto Documents				

Exhibit #	Description	Offered	Objection	Admitted/ Not Admitted	Disposition
<b>KEY 14</b>	Paul Wall booking information from Richard De La Font Agency, Inc.				
<b>KEY 15</b>	Email from R. Wittliff with R3 to L. Luttrell dated September 24, 2018 re payment of outstanding invoices				
<b>KEY 16</b>	Any demonstrative exhibits as may be used in connection with the Hearing				
<b>KEY 17</b>	Any other pleading or exhibit previously filed with the Court				
<b>KEY 18</b>	All exhibits admitted through Debtor and any other party and rebuttal exhibits.				

**Key Equipment Finance reserves the right to amend or supplement this Witness and Exhibit List at any time prior to the hearing.**

Respectfully submitted,

LUTTRELL + CARMODY LAW GROUP  
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By: /s/ Leslie M. Luttrell  
Leslie M. Luttrell  
State Bar No. 12708650  
Mary Elizabeth Heard  
State Bar No. 24096727

**Attorneys for Key Equipment Finance, a  
Division of Key Bank, National Association**

**CERTIFICATE OF SERVICE**

I hereby certify that a true and correct copy of the above and foregoing document was served on the following, either by ECF electronic service or by Regular U.S. Mail on the 26<sup>th</sup> day of September, 2018.

**Debtor**

Steven Jeffrey Cyr  
15 Esquire  
San Antonio , TX 78257

**Debtor's Counsel**

Ronald J. Johnson  
111 Soledad, Suite 1 350  
San Antonio, TX 78205  
and via Email at  
ronjohnson@rjohnsonlaw.com

**Trustee**

Jose C Rodriguez  
342 W Woodlawn, Suite 103  
San Antonio, TX 78212 and via Email:  
jrodaw@sbcglobal.net,  
lettyreyna@sbcglobal.net;  
jrodriguez@ecf.epiqsystems.com

**Trustee's Counsel**

Patrick H. Autry  
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San Antonio, TX 78205  
and via Email: autry@branscombpc.com

**Parties Filing Notice of Appearance**

Bexar County c/o Don Stecker  
Linebarger Goggan Blair  
711 Navarro Street, Ste 300  
San Antonio, TX 78205 and via Email:  
don.stecker@lgbs.com

Broadway National Bank  
c/o James A. Hoffman  
Clemens & Spencer  
112 East Pecan Street, Suite 1300  
San Antonio, Texas 78205 and via Email:  
hoffmanj@clemens-spencer.com

Firstmark Credit Union  
c/o Syl Mauro  
12451 Starcrest Drive  
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SNH NS MTG Properties 2 Trust  
c/o Jameson J. Watts and  
Timothy P. Ribelin  
Husch Blackwell LLP  
111 Congress Ave., Ste. 1400  
Austin, Texas 78701 and via Email:  
Jameson.Watts@huschblackwell.com  
Tim.Ribelin@huschblackwell.com

Leanne Mary Cyr, Trustee Bergerund  
Trust c/o Peter J. Stanton  
Law Offices of Peter J. Stanton  
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San Antonio, Texas 78205  
and via Email: peter@pstantonlaw.com

/s/Leslie M. Luttrell  
Leslie M. Luttrell